

Message Text

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ACTION EB-11

INFO OCT-01 ARA-16 IO-14 ISO-00 AF-10 EA-11 EUR-25 NEA-10

RSC-01 OMB-01 TAR-02 SPC-03 SWF-02 AGR-20 AID-20

CIAE-00 COME-00 INR-10 LAB-06 NSAE-00 OIC-04 SIL-01

STR-08 TRSE-00 CIEP-02 CEA-02 DRC-01 /181 W

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FM USMISSION GENEVA

TO SECSTATE WASHDC 4187

INFO AMEMBASSY MEXICO

USMISSION USUN NEW YORK

LIMITED OFFICIAL USE GENEVA 1154

E.O. 11652: N/A

TAGS: EGEN, UNCTAD

SUBJECT: UNCTAD: CHARTER OF ECONOMIC RIGHTS AND DUTIES
OF STATES

1. SUB-GROUPS I AND II HAVE COMPLETED SUBSTANTIVE WORK
ON CHARTER IN LOW-KEY AND CONCILIATORY ATMOSPHERE. SUB-
STANTIAL FURTHER PROGRESS HAS BEEN MADE REDUCING VARIANTS
IN NUMEROUS TEXTS BUT FEW PROVISIONS HAVE BEEN AGREED UPON.
FINAL PLENARY OF WORKING GROUP MEETS TODAY TO APPROVE
REPORT. POSSIBLE THAT SOME FURTHER SUBSTANTIVE PROGRESS

CAN BE MADE IN THIS PROCESS BUT THERE IS NO EVIDENCE OF ANY EFFORT
BY THE CHAIRMAN TO FORCE THE PACE AS LAST JULY. THIS
CABLE SUMMARIZES CURRENT, AND PROBABLY FINAL, STATUS OF
CERTAIN IMPORTANT ISSUES.

2. PERMANENT SOVEREIGNTY. NO PROGRESS AND LITTLE
DISCUSSION. ALL PREVIOUS VARIANTS PARAS 2 AND 10 RE-
TAINED EXCEPT AS SUBSUMED IN OMNIBUS LDC PROPOSAL AND
NEW EC-9 PROPOSAL WHICH INCLUDES PARA ON INTERDEPENDENCE.

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3. TRANSNATIONAL CORPORATIONS. PARA 11 NEVER TAKEN UP IN DRAFTING GROUP SO US DEL NEVER HAD APPROPRIATE OPPORTUNITY INTRODUCE LANGUAGE RE INTERNATIONAL LAW. PROPOSAL TO DELETE THIS PARA MAINTAINED BY FRANCE AND FRG, AND PROPOSED LDC TEXT WELL BRACKETED BY US DEL AND OTHERS. WE HAVE RESERVED OUR RIGHT TO TABLE LANGUAGE ON THIS PARA AND OUR POSITION IS FULLY PROTECTED.

4. EAST-WEST ISSUES. IN DEFERENCE TO VERY STRONG FEELINGS OF FRG AND THE COMMUNITY, US DEL ACQUIESCED IN B GROUP STRATEGY TO DEFER SERIOUS NEGOTIATION ON MFN AND NON-DISCRIMINATION PENDING OUTCOME OF CSCE. WE MAINTAINED CLOSE BILATERAL CONTACTS WITH SOVIET DEL THROUGHOUT AND HAVE ESTABLISHED GOOD BASIS FOR MOVING TO AGREEMENT IN THE NEXT SESSION. WHEN US DEL GAVE SOVIETS BAD NEWS ON PARA 4 B OF PREAMBLE, SOVS AGREED WITH REASONABLE GRACE TO DEFER THAT ISSUE TO FOURTH SESSION AS WELL.

5. PRODUCER CARTELS. US DEL TOOK OPPORTUNITY IN THE CONTEXT SUB-GROUP DISCUSSION OF PARA 17 TO NOTE NEED FOR INCLUSION IN PARA 16 OF FORMULA EVENTUALLY AGREED UPON FOR PARAS 17 AND 7 WITH REFERENCE TO INTERESTS OF THIRD STATES. WE ARE ALSO WORKING WITH MEX DEL ON GENERAL LANGUAGE FOR REPORT EMPHASIZING AD REFERENDUM CHARACTER OF TEXT AND ON SPECIFIC LANGUAGE FOR PARA 16. IF IT APPEARS IMPOSSIBLE TO OBTAIN WIDE SUPPORT FOR CHANGE IN PRIVATE TALKS, WE WILL DEFER ISSUE TO FOURTH SESSION WHERE SEVERAL PARAS MAY BE REOPENED.

6. COLLECTIVE ECONOMIC SECURITY. TEXT NOT DISCUSSED FURTHER AND REMAINS UNAGREED AND BRACKETED (SEE TEXT PARA 5, GENEVA 1069). DALE

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